

AMENDED

ASSIGNED

Nº 45972

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office. JUL 23 1982

Returned to applicant for correction.

Corrected application filed. SEP 2 1982

Map filed. SEP 2 1982

The applicant. Frank Paxton & Family

JD Ranch, of Carlin

Street and No. or P.O. Box No.

City or Town

Nevada 89822, hereby make^s application for permission to appropriate the public

State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) Frank Paxton & Family, a partnership

consisting of Franklin T. and Maurine C. Paxton, C. Tad Paxton and Genevieve P. Rawson, partners and Frank Paxton

1. The source of the proposed appropriation is Unnamed Springs
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 0.10 cfs second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.

3. The water to be used for Stockwater & Domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated:

(b) Stockwater, state number and kinds of animals to be watered: 1,000 head of cattle

(c) Other use (describe fully under "No. 12. Remarks")

(d) Power:

(1) Horsepower developed

(2) Point of return of water to stream

5. The water is to be diverted from its source at the following point: NW¼ SE¼ Section 25, T 27 N,
Describe as being within a 40-acre subdivision of public
R 48 E, MDM (unsurveyed) at a point from which the U.S.M.M. #228 bears N 63°

survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
57' E 5277 feet or at a point from which the NW corner of Section 6, T 26 N,
R 48 E, MDM bears S 77° 30' W 30,208 feet

6. Place of use. S½ Section 25, T 27 N, R 48 E, MDM (unsurveyed)
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about January 1 and end about December 31, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) clean and improve the spring sites to insure
State manner in which water is to be diverted, i.e. diversion structure, ditches and
constant flow at confluence
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works. \$1,000.00

10. Estimated time required to construct works..... 2 years
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... 3 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Improvements installed or contemplated at this point of diversion will

not preclude casual use by wildlife

Please send copies of all correspondence and notices to undersigned

agent.

By William A. Nisbet

Agent

421 Court

Elko, Nevada 89801

Compared bl/js ll/bc

Protested.....

APPROVAL

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal, and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.031 cubic feet per second, or sufficient to water 1,000 head of cattle.

Work must be prosecuted with reasonable diligence and be completed on or before February 25, 1987

Proof of completion of work shall be filed before March 25, 1987

Application of water to beneficial use shall be made on or before February 25, 1989

Proof of the application of water to beneficial use shall be filed on or before March 25, 1989

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed JUN 01 1988

Proof of beneficial use filed JUN 1 1988

Cultural map filed.....

Certificate No. 12394 Issued OCT 3 1989

IN TESTIMONY WHEREOF, I, PETER G. MORROS,
 State Engineer of Nevada, have hereunto set my hand and the seal of
 my office, this 25TH day of FEBRUARY,

A.D. 19 85

[Signature]
 State Engineer